



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-4617/P2  
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**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1     **AN ACT to amend** 165.84 (1) of the statutes; **relating to:** removal of fingerprint  
2           records of individuals arrested or taken into custody and subsequently released  
3           without charge or cleared of the offense (suggested as remedial legislation by  
4           the Department of Justice).

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***Analysis by the Legislative Reference Bureau***

Under current law, the Department of Justice is required to return the fingerprint record of any person who is arrested or taken into custody and subsequently released without charges being filed or cleared of the offense through a court proceeding. This bill provides that under such a circumstance, the fingerprint record must be removed from the department's records upon request. This change reflects the change in DOJ practice from using paper fingerprint cards to an electronic fingerprinting system.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Justice and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various

